

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 1 be amended to read as follows:

- 1 Page 21, between lines 6 and 7, begin a new paragraph and insert:
- 2 "Sec. 2. (a) A person who desires to claim the deduction
- 3 provided by section 4 or 5 of this chapter, or both, must file an
- 4 application in duplicate, on forms prescribed by the department of
- 5 local government finance, with the county auditor in which the
- 6 property is located. The application must be filed during the twelve
- 7 (12) months before May 11 of each year for which the person
- 8 wishes to obtain the deduction. The application may be filed in
- 9 person or by mail. If mailed, the mailing must be postmarked on or
- 10 before the last day for filing.
- 11 (b) The application referred to in subsection (a) must contain the
- 12 following information, which the property owner must verify under
- 13 penalties for perjury:
- 14 (1) A description of the property.
- 15 (2) The address within the county at which the property is
- 16 installed.
- 17 (3) The date on which the property was installed.
- 18 (4) A declaration that by virtue of the capital investment in the
- 19 described property the property owner is creating new jobs or
- 20 retaining existing jobs, or both, in the county in which the
- 21 property is located.
- 22 (5) A description of the jobs created or retained as a result of
- 23 the investment.
- 24 (6) A statement of the number of jobs created or retained as
- 25 a result of the investment.

1 **Sec. 3. (a) Subject to this section, the county auditor shall**
 2 **approve an application for a deduction under this chapter that**
 3 **gives plausible evidence of the creation or retention of labor**
 4 **employment as a direct result of the capital investment described**
 5 **in the application.**

6 **(b) In each particular year, the total amount of all deductions**
 7 **approved for all property owners submitting applications under**
 8 **section 2 of this chapter in a county may not exceed fifty million**
 9 **dollars (\$50,000,000).**

10 **(c) The total amount of deductions that a particular taxpayer**
 11 **may receive under this chapter in all counties in Indiana in a**
 12 **particular year may not exceed the amount determined under**
 13 **section 8 of this chapter."**

14 Page 21, line 7, delete "2." and insert "4."

15 Page 21, line 14, delete "4, 5, and 8" and insert "6, 7, and 11".

16 Page 21, line 20, delete "is entitled to" and insert "may receive".

17 Page 21, line 25, delete "The amount of the".

18 Page 21, delete lines 26 through 38, begin a new a paragraph and
 19 insert:

20 **"(d) Subject to sections 2, 3, and 8 of this chapter, the amount of**
 21 **the deduction that a property owner may receive with respect to**
 22 **real property located in a county for a particular year equals the**
 23 **amount determined in STEP SEVEN of the following formula:**

24 **STEP ONE: Determine the increase in assessed value**
 25 **resulting from the development, rehabilitation, or**
 26 **redevelopment.**

27 **STEP TWO: Determine the appropriate percentage from the**
 28 **following table:**

YEAR OF DEDUCTION	PERCENTAGE
1st	75%
2nd	50%
3rd	25%

33 **STEP THREE: Multiply the STEP ONE amount by the STEP**
 34 **TWO percentage.**

35 **STEP FOUR: Determine the lesser of the following:**

36 **(A) The STEP THREE amount.**

37 **(B) One million dollars (\$1,000,000).**

38 **STEP FIVE: Determine the sum of the deductions approved**
 39 **under section 3 of this chapter for all property owners who**
 40 **filed an application under section 2 of this chapter with respect**
 41 **to property located in the county for the particular year.**

42 **STEP SIX: If the STEP FIVE amount is not greater than fifty**
 43 **million dollars (\$50,000,000), the result of this STEP is one (1).**
 44 **If the STEP FIVE amount is greater than fifty million dollars**
 45 **(\$50,000,000), the result of this STEP is fifty million dollars**
 46 **(\$50,000,000) divided by the STEP FIVE amount.**

- 1 **STEP SEVEN: Multiply the STEP FOUR amount by the STEP**
2 **SIX amount."**
3 Page 21, delete lines 39 through 42.
4 Page 22, delete lines 1 through 6.
5 Page 22, line 13, delete "(c)(2)" and insert "(d)".
6 Page 22, line 24, delete "3." and insert "5".
7 Page 22, line 31, delete "4, 5, and 8" and insert "6, 7, and 11".
8 Page 22, line 37, delete "is entitled to" and insert "may receive".
9 Page 23, line 2, delete "The amount of the deduction that a".
10 Page 23, delete lines 3 through 13, begin a new a paragraph and
11 insert:
12 **"(d) Subject to sections 2, 3, and 8 of this chapter, the amount of**
13 **the deduction that a property owner may receive with respect to**
14 **personal property located in a county for a particular year equals**
15 **the amount determined in STEP SEVEN of the following formula:**
16 **STEP ONE: Determine the increase in assessed value resulting**
17 **from the installation of the personal property.**
18 **STEP TWO: Determine the appropriate percentage from the**
19 **following table:**
20

YEAR OF DEDUCTION	PERCENTAGE
1st	75%
2nd	50%
3rd	25%

21 **STEP THREE: Multiply the STEP ONE amount by the STEP**
22 **TWO percentage.**
23 **STEP FOUR: Determine the lesser of the following:**
24 **(A) The STEP THREE amount.**
25 **(B) One million dollars (\$1,000,000).**
26 **STEP FIVE: Determine the sum of the deductions approved**
27 **under section 3 of this chapter for all property owners who**
28 **filed an application under section 2 of this chapter with respect**
29 **to property located in the county for the particular year.**
30 **STEP SIX: If the STEP FIVE amount is not greater than fifty**
31 **million dollars (\$50,000,000), the result of this STEP is one (1).**
32 **If the STEP FIVE amount is greater than fifty million dollars**
33 **(\$50,000,000), the result of this STEP is fifty million dollars**
34 **(\$50,000,000) divided by the STEP FIVE amount.**
35 **STEP SEVEN: Multiply the STEP FOUR amount by the STEP**
36 **SIX amount."**
37 Page 23, line 14, delete "(d)" and insert "(e)".
38 Page 23, line 18, delete "(e)" and insert "(f)".
39 Page 23, line 19, delete "The".
40 Page 23, delete lines 20 through 23.
41 Page 23, line 24, delete "(f)" and insert "(g)".
42 Page 23, line 29, delete "4." and insert "6".
43 Page 23, line 32, delete "5." and insert "7".

- 1 Page 23, between lines 40 and 41, begin a new paragraph and insert:
 - 2 **"Sec. 8. The total amount of the deductions that a property owner**
 - 3 **may receive under this chapter with respect to all personal and real**
 - 4 **property located in any county in Indiana for a particular year**
 - 5 **may not exceed ten million dollars (\$10,000,000)."**
 - 6 Page 23, line 41, delete "6." and insert "9."
 - 7 Page 24, line 17, delete "7." and insert "10."
 - 8 Page 24, line 17, delete "6(3)" and insert "9(3)".
 - 9 Page 24, line 21, delete "6(1)" and insert "9(1)".
 - 10 Page 24, line 25, delete "6(3)" and insert "9(3)".
 - 11 Page 24, line 27, delete "6(1)" and insert "9(1)".
 - 12 Page 24, line 28, delete "8." and insert "11."
 - 13 Page 24, line 29, delete "6(3)" and insert "9(3)".
 - 14 Page 24, line 31, delete "6(1)" and insert "9(1)".
 - 15 Page 24, line 35, delete "6(1)" and insert "9(1)".
 - 16 Page 25, line 4, delete "9." and insert "12."
 - 17 Page 25, line 4, delete "8" and insert "11".
 - 18 Page 25, line 20, delete "10." and insert "13."
 - 19 Page 25, line 21, delete "8" and insert "11".
 - 20 Page 25, line 32, delete "11." and insert "14."
 - 21 Page 25, line 32, delete "10" and insert "13".
 - 22 Page 25, line 36, delete "12." and insert "15."
 - 23 Page 25, line 40, delete "2(c)(2)(B) or 3(c)(2)(B)" and insert "4(d)
 - 24 **STEP TWO or 5(d) STEP TWO".**
 - 25 Page 26, line 4, delete "13." and insert "16."
 - 26 Renumber all SECTIONS consecutively.
- (Reference is to ESB 1 as printed March 15, 2005.)

Representative Crawford